

Practitioner's Docket No.: GR 98 P 4137 P

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 09/761,594 Confirmation No: 5815  
Applicant : Hans-Jürgen Hacke et al.  
Filed : January 16, 2001  
Art Unit : 1733  
Examiner : John T. Haran  
  
Docket No. : GR 98 P 4137 P  
Customer No. : 24131

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE)  
(37 C.F.R. 1.114)

**CERTIFICATION UNDER 37 C.F.R.1.8(a) and 1.10**  
(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

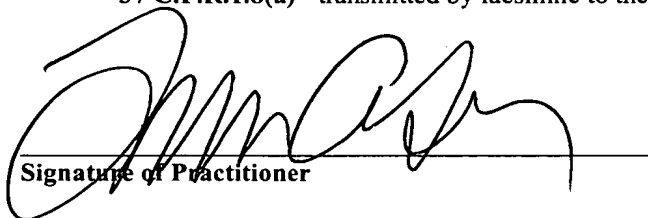
**MAILING/TRANSMISSION**

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450.

■ 37 C.F.R.1.8(a) - with sufficient postage as first class mail.

37 C.F.R. 1.10 - as "Express Mail Post Office to Addressee"  
Mailing Label No. EL US

37 C.F.R.1.8(a) - transmitted by facsimile to the Patent and Trademark Office.

  
Signature of Practitioner

LAURENCE A. GREENBERG  
REG. NO. 29,308

Date: December 19, 2003

12/29/2003 HVUONG1 00000089 09761594

01 FC:1801

770.00 DP

12/29/2003 HVUONG1 00000089 09761594 110.00 DP  
02 FC:1251

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above-identified application.

**TIME REQUEST IS BEING MADE**

2. This request is being submitted:
  - i. ☒ Prior to abandonment of the application
  - ii. Payment of the issue fee
    - Prior to payment of the issue fee
    - Issue fee has been paid but a petition under § 1.313 has been granted
  - iii. Prior to a decision on appeal to the Board of Patent Appeals & Interferences
    - A notice is being separately sent to the Board of Patent Appeals & Interferences that this Request for Continued Examination is being filed.
  - iv. Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145; or
    - Commencement of a civil action under 35 U.S.C. 146
    - Prior to the filing of such appeal or commencement of civil action
    - Such appeal or commencement of civil action has been terminated

**SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114**

3. a) Previously submitted
  - ☒ Consider the amendment/reply under 37 C.F.R. 1.116 previously filed on November 13, 2003.  
(Any unentered amendments referred to above will be entered)
  - Consider the arguments in the Appeal Brief or Reply Brief previously submitted on
  - Other
- b) Enclosed herewith is/are:
  - An information disclosure (37 C.F.R. §1.98)
  - Form PTO-1449 (PTO/SB/08A and 08B)
  - An amendment
  - New arguments
  - New evidence in support of patentability
  - Other:

### FEE FOR REQUEST (37 C.F.R. § 1.17(e))

4. This application is on behalf of:
- |  |          |
|--|----------|
| Small entity (and status is still as small entity) | \$385.00 |
| <input checked="" type="checkbox"/> Large entity   | \$770.00 |

Continued Prosecution Request Fee \$770.00

### FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col.2)	(Col.3)	Small Entity			Large Entity	
	Claims remaining after amendment		Highest No. previously paid for	Present Extra	Rate	Add.Fee	Or	Rate	Add.Fee
Total	19	Minus			x\$9=	\$		x\$18=	\$
Indep.	2	Minus			x\$42=	\$		x\$84=	\$
First Presentation of Multiple Dependent Claims					+\$140=	\$		+\$280=	
					Total Addit.Fee		Or	Total Addit.Fee	

- (c) ☒ No additional fee is required.  
**or**  
 (d) Total additional fee required is \$

### EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

- (a) Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

	Extension	Large Entity	Small Entity
<input checked="" type="checkbox"/>	one month	\$ 110.00	\$ 55.00
	two months	\$ 410.00	\$ 205.00
	three months	\$ 930.00	\$ 465.00
	four months	\$1,450.00	\$ 725.00

Fee: \$110.00

An extension for - months has already been secured, and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$110.00

or

(b) Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

#### **TOTAL FEE(S) DUE**

7. The total fee(s) due is/are:

■ Continued Prosecution Fee (§ 1.17(e))	\$770.00
Fee for additional claims (if any) (§ 1.16(b)-(d))	\$
■ Extension of time fee (if any) (§ 1.17(a)(1)-(4))	\$110.00
Total Fee(s) Due	\$880.00

#### **PAYMENT OF FEE(S) DUE**

8. Please pay the fees for this continued examination application as follows:

■ Charge Credit Card the sum of \$880.00  
(Credit Card Payment Form (PTO-2038) attached)

Please charge any required additional fees for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to

■ Account No. 12-1099 of Lerner and Greenberg, P.A.  
Credit Card (Credit Card Payment Form (PTO-2038) attached).

#### **INVENTORSHIP**

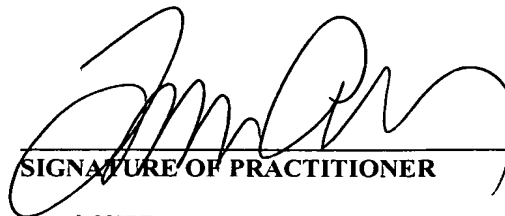
9. This application as amended names as inventors:

■ the same inventors as previously designated for the claims.  
fewer than the inventors previously designated and a statement accompanies this request for the deletion of the name or names of the person or persons who are not inventors of the invention now being claimed.  
a person not named previously as an inventor and a petition under 37 C.F.R. § 1.48 is/has separately: being filed been filed

**10. Instructions as to Overpayment**

☒ Credit Account No. 12-1099.

☐ Refund



SIGNATURE OF PRACTITIONER

**LAURENCE A. GREENBERG  
REG. NO. 29,308**

Date: December 19, 2003

Tel. No.: (954) 925-1100

Fax No.: (954) 925-1101

/bmb

P.O. Box 2480, Hollywood, FL 33022

P.O. Address